

Attorney's Docket No. : 378/9-2093  
 U.S. Application No. : To be assigned  
 Filed : Herewith - May 27, 2005  
 Applicant(s) : Steen ØSTERGAARD  
 International Application No. : PCT/DK 2003/000816  
 International Filing Date : 28 November 2003  
 Priority Date Claimed : 29 November 2002  
 Title of Invention : A RESILIENT INSERT FOR UPHOLSTERY

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:


1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures [35 U.S.C. 371 (f)] at any time rather than delay examination until the expiration of the applicable time limit set forth in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
  - a) ☐ is transmitted herewith (required only if not transmitted by the International Bureau)
  - b) ☒ has been transmitted by the international Bureau
  - c) ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English [35 U.S.C. 371(c)(2)]
7. ☒ Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
  - a) ☐ are transmitted herewith (required only if not transmitted by the International Bureau)
  - b) ☒ have been transmitted by the International Bureau
  - c) ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
  - d) ☐ have not been made and will not be made
8. ☐ A translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)]
9. ☐ An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)]
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]

**Items 11. to 16. below concern other document(s) or information included:**

11. ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98 ( docs.)
12. ☐ An Assignment document for recording. A separate cover sheet (PTO-1595) in compliance with 37 CFR 3.28 and 3.31 are included.
13. ☐ A **FIRST** preliminary amendment  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment
14. ☒ **THE APPLICANT AND/OR ASSIGNEE, IF ANY, HEREBY CLAIMS SMALL ENTITY STATUS.**
15. ☐ A change of power of attorney and/or address letter
16. ☒ (other items or information) **Clean copy of Application, PCT Publication WO 2004/049873, Application Data Sheet**

EXPRESS MAIL No.: EV3322299160US Deposited - May 27, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
 William J. Sapone

Date: May 27, 2005

17. X The following fees are submitted:

BASIC NATIONAL FEE [37 CFR 1.492(a)(1)-(5)]:				CALCULATIONS	PTO USE ONLY
<u>X</u> Search Report has been prepared by the EPO or JPO.....	\$1600.00				
<u>  </u> International preliminary examination fee paid to USPTO [37 CFR 1.482].....	\$				
<u>  </u> No International preliminary examination fee paid to USPTO [37 CFR 1.482] but International search fee paid to USPTO [37 CFR 1.445(a)(2)].....	\$				
<u>  </u> Neither International preliminary examination fee [37 CFR 1.482] nor International search fee [37 CFR 1.445(a)(2)] paid to USPTO.....	\$				
<u>  </u> International preliminary examination fee paid to USPTO [37 CFR 1.482] and all claims satisfied provisions of PCT Article 33(1)-(4).....	\$				
<b>ENTER APPROPRIATE BASIC FEE AMOUNT:</b>				<b>\$1600</b>	
Claims	Number	Number	Rate		
	filed	extra			
Total Claims	7-20=0	x \$25 =			
Indep. Claims	1-03=0	x \$100 =		\$	
<u>  </u> Multiple Dependent Claim(s) (if applicable)				\$	
<b>TOTAL OF ABOVE CALCULATIONS:</b>				<b>\$ 1600</b>	
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [X] 30 months from the earliest claimed priority date [37 CFR 1.492(e)]				\$	
<b>TOTAL OF ABOVE CALCULATIONS:</b>				<b>\$ 1600</b>	
Reduction by ½ for filing by small entity, if applicable. [Note 37 CFR 1.9, 1.27, 1.28]				\$	
<b>SUBTOTAL:</b>				<b>\$ 800</b>	
Processing fee of \$130.00 for furnishing the English Translation later than [ ] 20 [ ] 30 months from the earliest claimed priority date [37 CFR 1.492(f)]					
<b>TOTAL NATIONAL FEE:</b>				<b>\$ .800</b>	
Fee for recording the enclosed assignment [37 CFR 1.21(h)] The assignment must be accompanied by an appropriate cover sheet (PTO-1595) [37 CFR 3.28, 3.31]. \$ 40.00 per property +				\$	
<b>TOTAL FEES ENCLOSED:</b>				<b>\$800</b>	
				\$	
				\$	

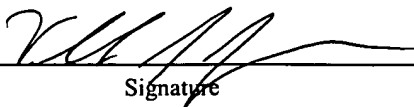
X A check in the amount of **\$ 800.00** to cover the above fees is enclosed.

X The Commissioner is hereby authorized to charge the deposit account any other fees required with this submission or to credit any overpayment to Deposit Account No: 04-0838. A duplicate of this form is enclosed.

**NOTE:** Where an appropriate time limit under 36 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the application to pending status.

**SEND ALL CORRESPONDENCE TO: Customer No. 28147**

**William J. Sapone, Esq.**  
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714 Colorado Avenue  
Bridgeport CT 06605  
William J. Sapone



Name (Tel. (203) 366-3560

Signature

32,518

Reg. No.

May 27, 2005

Date